

m/023/016

**FAX TRANSMISSION****UTAH STATE DIVISION OF AIR QUALITY**

150 N. 1950 W.  
P.O. Box 144820  
SALT LAKE CITY, UT 84114-4820  
801-536-4000  
FAX: 801-536-4099

TO: Tom Munson	FROM: Jay Morris
AGENCY: DOGM	PHONE #: 536 4079
FAX#: 801 359 3940	DATE: 12/03/04
PHONE #:	NO. OF PAGES: 2 (INCLUDING COVER SHEET)

SUBJECT: Chicken Creek - HE Davis & Sons

## COMMENTS:

Tom

Attached is a copy of HE Davis & Sons reply to our  
compliance advisory. I will be drafting a proposed  
penalty to resolve this issue. I will keep you updated  
with what we do.

JAYDATE FAXED: 12/03/2004TIME: 3:05 pmINITIALS: gmm

RECEIVED  
DEC 03 2004  
DIV. OF OIL, GAS & MINING



m/023/016

***H.E. Davis Construction, Inc.***

525 West Arrowhead Trail • P.O. Box 488 • Spanish Fork, Utah 84660  
Phone: (801) 798-7355 • Fax: (801) 798-8887 • [hedavis@hedavis.com](mailto:hedavis@hedavis.com)

**RECEIVED****NOV 23 2004****AIR QUALITY**

November 22, 2004

Jay Morris  
Division of Air Quality  
PO Box 144820  
Salt Lake City, UT 84114-4820

RE: DAQC-1452-2004, Compliance Advisory - HE Davis, Levan Chicken Creek

Dear Mr. Morris,

HE Davis Construction does not have a current Approval Order for the Levan Chicken Creek Mine. A new Notice of Intent will be submitted on or about the 23<sup>rd</sup> of November, 2004. Included with the Notice of Intent will be a fugitive dust control plan that will address the fugitive dust that was observed during the October 12, 2004 inspection.

If you have any questions or comments I can be reached at (801)-802-6913.

Sincerely,

A handwritten signature in black ink, appearing to read 'Tony L. Christofferson', is written over a horizontal line.

Tony L. Christofferson  
Property/Environmental Manager  
Clyde Companies - HE Davis Construction.

**RECEIVED****DEC 03 2004****DIV. OF OIL, GAS & MINING**